



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO. 6726 OF 2024

(Ramchandra S/o Anandrao Tekam

Vs.

The State of Maharashtra, Thr. the Secretary, School Education
Department, Mantralaya, Mumbai & Ors.)

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. R.M. Sharma, Advocate for the Petitioner.
Mr. S.V. Narale, AGP for the Respondent No.1/State.
Mr. S.D. Zoting, Advocate for the Respondent Nos.2 to 4.

CORAM: **ALOK ARADHE, CJ. AND**
 AVINASH G. GHAROTE, J.

DATED : **26th FEBRUARY, 2025**

P.C.

1. Heard.
2. The employment and services of the Petitioner has
been terminated on the ground, that he has not acquired
requisite qualification before the cut-off date.
3. Though it is contended by learned Counsel for the
Respondent Nos. 2 to 4, that the cut-off date was 28.02.2019
in light of the Government Resolution dated 09.02.2016
(page 19), we however, find that the same stands extended to
31.03.2019, in view of subsequent Government Resolution
dated 14.09.2017 (page 23).

4. The Petitioner has admittedly appeared for examination on 15.03.2019, and therefore, though the result has been declared subsequently in which he has cleared the examination, the declaration of the result not being within his domain, the Petitioner cannot be faulted for the declaration of the result which is subsequent to the cut-off date. We, therefore, are not unable to agree with the reason enumerated in the impugned order dated 24.09.2024 passed by the Respondent No.2 terminating the services of the Petitioner, on account of non-acquiring the qualification before the cut-off date. The same is therefore quashed and set aside and the Petition is **allowed** with the direction that the Petitioner shall be reinstated with all consequential benefits within a period of three weeks from today.

5. Pending application/s, if any, shall stand disposed of accordingly.

(AVINASH G. GHAROTE, J.)

(CHIEF JUSTICE)